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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

15

JOEL BENOLIEL, GREGG R.)
DAUGHERTY, BRUCE E. HOSFORD)
and DONALD S. JEFFERSON,)

17)
Plaintiffs/Petitioners,)

18)
v.)

19)
BLACKHAWK PARENT LLC, a)
20 Delaware limited liability company, and)
EOP OPERATING LIMITED)
21 PARTNERSHIP, a Delaware limited)
partnership,)

22)
Defendants/Respondents.)

Case No. C 07-03001 RMW

**DECLARATION OF MICHAEL H.
STEINBERG IN SUPPORT OF
REPLY ON FIRST AMENDED
PETITION TO COMPEL
ARBITRATION**

Hearing Date: August 31, 2007
Hearing Time: 9:00 a.m.
Judge: Hon. Ronald M. Whyte

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24)
25)
26)
27)
28)

1 I, Michael H. Steinberg, declare as follows:

2 1. I am a partner in the law firm of Sullivan & Cromwell LLP, and I am responsible
3 for the representation of Plaintiffs/Petitioners Joel Benoliel, Gregg R. Daugherty, Bruce E.
4 Hosford and Donald S. Jefferson (collectively "Petitioners") in the above-referenced matter. I
5 have personal knowledge of the facts set forth herein and, if called as a witness, could and would
6 testify competently thereto.

7 2. Attached as Exhibit A is a true and correct copy of a letter dated July 27, 2007
8 from myself to Bruce D. Angiolillo, Esq.

9 3. Attached as Exhibit B is a true and correct copy of a letter dated August 8, 2007
10 from myself to Paul C. Gluckow, Esq.

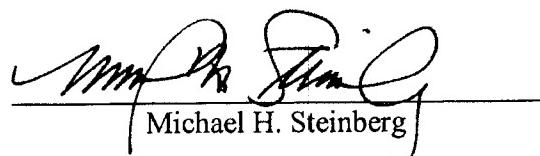
11 4. Attached as Exhibit C is a true and correct copy of the Declaration of Matt Koritz
12 filed on July 20, 2007 by Respondents in the above-referenced matter.

13 5. Attached as Exhibit D is a true and correct copy of the Petition for an Order
14 Compelling Arbitration filed on July 20, 2007 by Respondents in the Circuit Court of Cook
15 County, Illinois.

16 6. Attached as Exhibit E is a true and correct copy of the 2005 Form 10-K filed by
17 EOP Operating Limited Partnership with the Securities and Exchange Commission on March 15,
18 2006.

19 I declare under penalty of perjury under the laws of the United States that the foregoing is
20 true and correct to the best of my knowledge.

21
22 Dated: August 17, 2007
23 Los Angeles, California



24 Michael H. Steinberg